

Message Text

UNCLASSIFIED

PAGE 01 ROME 09681 161611Z

44

ACTION L-03

INFO OCT-01 EUR-25 NEA-10 ISO-00 CAB-09 CIAE-00 COME-00

DODE-00 EB-11 INR-10 NSAE-00 RSC-01 FAA-00 DOTE-00

AF-10 ARA-16 EA-11 PM-07 H-03 NSC-10 PA-03 PRS-01

SPC-03 SS-15 USIA-15 ACDA-19 IO-13 SY-10 SCA-01

JUSE-00 OIC-04 DRC-01 /212 W

----- 108243

P R 151356Z SEP 73

FM AMEMBASSY ROME

TO SECSTATE WASHDC PRIORITY 0786

INFO AMEMBASSY BEIRUT

AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY PARIS

AMEMBASSY TEL AVIV

AMCONSUL MONTREAL

USUN NEW YORK 1713

UNCLAS ROME 9681

E.O. 11652 N/A

TAGS: ICAO, ETRN

SUBJ: ICAO AIR SECURITY CONFERENCE: FIFTEENTH REPORT OF

USDEL TO ASSEMBLY/CONFERENCE - SEPT. 14

MONTREAL FOR US REP ICAO

PLS PASS: LITTELL/CAB; DRISCOLL/DOT; STEWART/FAA

1. CONFERENCE COMMISSION OF WHILE SEPT. 14 RESUMED CONSIDERATION OF SOVIET PROPOSAL FOR PROTOCOLS TO HAGUE AND MONTREAL CONVENTIONS. CHAIRMAN READ HIS POINT 2 AS REVISED: QTE SHOULD THE NEW INSTRUMENT SERVE AS THE LEGAL BASIS FOR EXTRADITION IN RESPECT OF OFFENCES PROVIDED FOR BY UNCLASSIFIED

UNCLASSIFIED

PAGE 02 ROME 09681 161611Z

THE CONVENTIONS OF HAGUE AND MONTREAL AMONG CONTRACTING

STATES WHICH HAVE NOT CONCLUDED AN EXTRADITION TREATY
AMONG THEM? END QTE

AUSTRALIA ANNOUNCED IT ANNOUNCED IT HAD RECEIVED NEW INSTRUCTIONS
AND WOULD SUPPORT POINTS 1, 2 AND 3 INSTEAD OF ITS PREVIOUS
ABSTENTION. BARBADOS SAID BOTH HAGUE AND MONTREAL CONVENTIONS
NOW PROVIDE FOR EXTRADITION ON OPTIONAL BASIS; BOTH SOVIET AND
BULGARIAN PROPOSALS MAKE EXTRADITION MANDATORY AND WANTED INSERTION
OF WORD "AUTOMATIC" IN POINT 2. USSR POINTED OUT STATE STILL
HAS OPTION OF ADOPTING OR NOT ADOPTING PROTOCOLS. FRANCE FAVORED
POINT 2. AFTER SUGGESTIONS BY BARBADOS AND AUSTRALIA FOR RE-
WORDING COMMISSION VOTED 31(US)-14-38 IN FAVOR OF PROPOSALS AS
REWORDED BY NETHERLANDS:

QTE SHOULD THE NEW INSTRUMENT BETWEEN THE CONTRACTING STATES
REPLACE THE WORDS "MAY AT ITS OPTION" WHICH ARE TO BE FOUND
IN ARTICLE 8 OF THE HAGUE AND MONTREAL CONVENTIONS BY THE WORD
"SHALL"? END QTE

JAMAICA THEN POINTED OUT THAT BULGARIAN PROPOSAL, ACCEPTED BY
USSR, MADE POINT 3 UNNECESSARY.

2. NICARAGUA PRESENTED ITS PROPOSAL TO AMEND ARTICLE 8,
PARA 2 OF HAGUE AND MONTREAL TO MAKE THE OFFENDERS "COMMON
OFFENDERS" FOR ALL PURPOSES INCLUDING EXTRADITION. IT WAS
SUPPORTED BY GUATEMALA ALSO ITF AND IFALPA BUT REJECTED
10(US)-36-43 IN A ROLL-CALL VOTE REQUESTED BY ISRAEL. IN
EXPLANATION OF THEIR NEGATIVE VOTE KENYA AND TANZANIA SAID
HIJACKING BOTH COMMON AND POLITICAL OFFENSE. USSR ABSTAINED
TO AVOID TECHNICAL CONFUSION. ISRAEL EXPRESSED DISMAY AS DID IATA
AND ITF.

3. GREECE PRESENTED ITS PROPOSAL TO ADD NEW PARA (F) TO ART.1
OF MONTREAL CONVENTION TO COVER VIOLENCE AT AIRPORTS. RFG
AND AUSTRALIA WELCOMED PROPOSAL AND SUGGESTED DRAFTING CHANGES.
ZAIRE AND TURKEY CONSIDERED AMENDMENT VERY IMPORTANT BUT NECESSARY
TO RESTRICT ITS SCOPE. SWITZERLAND THOUGHT ELEMENT OF ENDANGERING
SAFETY OF INTERNATIONAL CIVIL AVIATION SHOULD BE DEFINITE CRIME
RION. USSR SAID GREEK PROPOSAL ENTIRELY NEW PROVISION WHICH
DOES NOT COMPLY WITH SPIRIT OF MONTREAL BUT WITHIN FRA-
UNCLASSIFIED

UNCLASSIFIED

PAGE 03 ROME 09681 161611Z

WORK OF NEW CONVENTION BEING CONSIDERED BY UN. NETHERLANDS
SAID CONFERENCE TRYING TO REPEAT ICAO LEGAL DISCUSSIONS
AT LONDON IN 1970 AND MONTREAL IN 1971. CANADA LIKE NETHERLANDS
AGREED WITH PRINCIPLE BUT THOUGHT DRAFTING PROBLEM DIFFICULT.
AFTER SUGGESTION FOR DRAFTING CHANGE BY YUGOSLAVIA AND ATTEMPT
BY CHAIRMAN SCIOLLA LAGRANGE TO FORMULATE A PRINCIPLE, GREECE
REQUESTED ROLL-CALL VOTE ON FOLLOWING NEW SUBPARA (F) IN PARA
1, ART. 1 OF MONTREAL CONVENTION:

QTE PERFORMS AN ACT OF VIOLENCE AGAINST PERSONS WITHIN THE PRECINCTS OF AN AIRPORT WHEN SUCH ACT IS DETRIMENTAL TO INTERNATIONAL CIVIL AVIATION. END QTE

FAVORABLE VOTE WAS 37(UA)-20-31. ARGENTINA MOVED CLOSURE OF DEBATE, AFTER GREECE WITHDREW ITS PROPOSAL FOR AMENDMENT OF ART. 4 OF MONTREAL. NETHERLANDS OPPOSED THIS MOTION AND SAID IT WOULD HAVE TO VOTE AGAINST GREEK PROPOSAL TO ADD SUBPARA (F) TO PARA 2 OF ART. 5 SINCE CAUTION NECESSARY IN CREATING OFFENSES WHICH COME UNDER UNIVERSAL JURISDICTION. FRANCE CONCURRED. ROLL-CALL VOTE REQUESTED BY NIGERIA WAS 27-21-39(US) ON THIS PART OF GREEK PROPOSAL.

4. AFTER EGYPT AND FRANCE ATTEMPTED HAVE QATAR'S QUESTION (SEE ROME 9598) CONSIDERED FIRST, COMMISSION RESUMED CONSIDERATION OF QUESTIONS OF PRINCIPLE REGARDING INDEPENDENT CONVENTION LATTER PART OF WHICH HAD BEEN REFORMULATED BY ITS CHAIRMAN. US SAID IT FAVORED PROCEEDING WITH VOTING ON CHAIRMAN'S QUESTIONS AND REQUESTED ROLL-CALL VOTE. RESULTS AS FOLLOWS:

QTE 4. SHOULD THE OUTSIDE BODY REFERRED TO IN QUESTION 3(C);
QTE (A) INCLUDE A COMMISSION OF INDEPENDENT PERSONS WHICH WOULD SUBMIT A REPORT TO AN ORGAN WITHIN THE FRAMEWORK OF ICAO? END QUOTE (VOTE 30(US)-33-22)
153 (B) INCLUDE A CONFERENCE OF STATES AS PROVIDED IN ARTICLE 5 OF CAS DOC. NO. 4? END QUOTE (VOTE 42(US-14-30)

(QUESTION 5 MOTTITED SINCE IT DEALT WITH COMMISSION OF INDEPENDENT PERSONS DESCRIBED IN QUESTION 4(A), ALTHOUGH ZAIRE REQUESTED IT BE REPHRASED TO DEAL WITH CONFERENCE OF STATES.)

QTE 6. SHOULD THE MACHINERY ESTABLISHED UNDER THE NEW UNCLASSIFIED

UNCLASSIFIED

PAGE 04 ROME 09681 161611Z

CONVENTION BE COMPETENT TO MAKE RECOMMENDATIONS TO:

QTE (A) A STATE PARTY TO THE NEW CONVENTION ALLEGED TO BE IN DEFAULT? END QUOTE (VOTE 58(US)-8-18)
QTE (B) ANOTHER STATE PARTY TO THE NEW CONVENTION?
END QUOTE (VOTE 37(US)-33-16)
QTE (C) A STATE PARTY TO THE CHICAGO CONVENTION ALLEGED TO BE IN DEFAULT? END QUOTE (VOTE 30(US)-40-13)
QTE (D) ANY OTHER STATE ALLEGED TO BE IN DEFAULT?
END QUOTE (VOTE 22(US)-47-12)

MUCH TIME CONSUMED BY FRANCE AND OTHERS IN DISCUSSION MINOR CHANGES TO THESE QUESTIONS. US WITHDREW REQUEST FOR ROLL-CALL VOTE EXCEPT ON 6(B) IN VIEW OF EXTREME LATENESS OF HOUR. QATAR'S QUESTION TO BE REPHRASED AND DISCUSSED FOLLOWING MORNING.VOLPE

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptoning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENT DRAFT, EXTRADITION, ANTIHACKING PROCEDURES, MEETINGS
Control Number: n/a
Copy: SINGLE
Draft Date: 15 SEP 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973ROME09681
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: ROME
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730932/aaaaaxbq.tel
Line Count: 168
Locator: TEXT ON-LINE
Office: ACTION L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: martinjw
Review Comment: n/a
Review Content Flags:
Review Date: 17 AUG 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <17-Aug-2001 by reddocgw>; APPROVED <28-Jan-2002 by martinjw>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: ICAO AIR SECURITY CONFERENCE: FIFTEENTH REPORT OF USDEL TO ASSEMBLY/CONFERENCE - SEPT. 14
TAGS: ETRN, ICAO
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005